

COURTROOM MINUTES OF CRIMINAL PROCEEDINGS
Norfolk/Newport News DivisionSENTENCING MINUTESSet: 9:00 a.m.
Started: 9:00 a.m.
Ended: 11:20 a.m.Date: December 20, 2024
Judge: Arenda Wright Allen
Court Reporter: Michelle Maar
U.S. Attorney: Megan Montoya
Defense Counsel: Nathan Chapman
Courtroom Deputy: Lorraine Howard
Probation Officer: Samantha BeanCase No. 2:22cr147-007
Defendant: Javaid Akhtar

(X) in custody () on bond

X Came on for disposition. X Defendant sworn.X Presentence Report reviewed. Objections heard-Court to enter an order on objections.X Court adopts PSR for the purpose of establishing the advisory guidelines. Evidence presented. (Witnesses and exhibits listed on last page)X Arguments of counsel heard. X Statement of defendant heard.IMPRISONMENT:SENTENCE: Counts 1, 9, 10 and 11: The defendant shall be committed to the custody of the BOP to be imprisoned for a total term of 171 months. The term consists of 87 months on Count 1 and 10, a term of 60 months on Count 9, all to be served concurrently, and a term of 84 months on Count 11, to be served consecutively. (CREDIT FOR TIME SERVED)X The defendant is remanded to the custody of the U.S. Marshal. The defendant shall surrender for service of the sentence at the institution designated by the BOP/U.S. Marshal before _____ on _____, as notified by the U.S. Marshal. If defendant is unable to arrange transportation to the designated institution, the United States Marshal will arrange transportation for the defendant. If the defendant is not notified by the United States Marshal of the institution designated, the defendant shall report to the United States Marshal at 600 Granby Street, Norfolk, VA, by _____ on _____, to begin service of the sentence.PROBATION: The defendant shall be placed on probation for a term of ____ years.

SUPERVISED RELEASE:

X Upon release from imprisonment, the defendant shall be on supervised release for a term of **FIVE (5) YEARS**. This term consists of FIVE (5) YEARS on Counts 1, 9, 10 and 11, all to run concurrently.

___ The Court will not impose a term of supervised release as it is not required by statute and the defendant is a deportable alien who likely will be deported after imprisonment.

Standard Conditions of Supervised/Probation:

The defendant shall report in person to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

While on supervised release, the defendant shall not commit another federal, state, or local crime.

While on supervised release, the defendant shall not illegally possess a controlled substance.

While on supervised release, the defendant shall not possess a firearm, destructive device, or any other dangerous weapon.

X The defendant shall refrain from any unlawful use of a controlled substance and submit to one drug test within 15 days of commencement on supervised release and at least two periodic drug test thereafter, as directed by the probation officer.

___ As reflected in the presentence report, the defendant presents a low risk of future substance abuse and therefore, the court hereby suspends the mandatory condition for substance abuse testing as defined by 18 USC 3563 (a)(5). However, this does not preclude the U.S. Probation Office from administering drug tests as they deem appropriate.

___ It shall be a condition of supervised release that the defendant pay any such fine or restitution that remains unpaid at the commencement of the term of supervised release in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

Special Conditions of Supervised Release/Probation:

The defendant shall comply with the standard and special conditions of supervised release that have been outlined in the PSR and incorporated into the Judgment by reference.

FINANCIAL PENALTIES

SPECIAL ASSESSMENT:

As to count 1, the defendant shall pay a special assessment in the amount of \$100.00.

As to count 9, the defendant shall pay a special assessment in the amount of \$100.00.

As to count 10, the defendant shall pay a special assessment in the amount of \$100.00.

As to count 11, the defendant shall pay a special assessment in the amount of \$100.00.

The total special assessment due is \$400.00 and shall be due in full immediately.

FINE:

No fine imposed

Court finds defendant is unable to pay fine.

The defendant shall pay a fine in the amount of \$_____.

RESTITUTION:

No restitution imposed.

The defendant shall make restitution in the amount of \$_____.

Restitution Judgment Order, entered and filed in open court.

SCHEDULE OF PAYMENTS:

Interest will not accrue if the special assessment/fine/restitution is paid in accordance with the schedule, or any modified schedule, set by this court.

The special assessment is due and payable immediately. Any balance remaining unpaid on the special assessment at the inception of supervision shall be paid by the defendant in installments of not less than \$50.00 per month, until paid in full. Said payments shall commence 60 days after the defendant's supervision begins.

At the time supervision commences, the probation officer shall take into consideration the defendant's economic status as it pertains to his ability to pay the special assessment ordered and shall notify the court of any change that may need to be made to the payment schedule.

Each restitution payment shall be divided proportionately among the payees named.

Restitution shall be made jointly and severally with _____

Any special assessment payments may be subject to penalties for default and delinquency.

Nothing in the Court's order shall prohibit the collection of any judgment by the United States.

Since this judgment imposes a period of imprisonment, payment of Criminal Monetary penalties shall be due during the period of imprisonment. All criminal monetary penalty payments are to be made to the Clerk, United States District Court, except those payments made through the Bureau of Prisons' Inmate Financial Responsibility Program.

The defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until the special assessment imposed by this judgment is fully paid.

The defendant notified of right of appeal.

Court noted that defendant waived right of appeal in plea agreement.

On motion of government, remaining counts dismissed.

The defendant is continued on present bond and cautioned re bail jumping.

Court recommends incarceration at

a facility as close to the Tidewater Virginia area as possible.

a facility with a Residential Drug Abuse Program (RDAP) when and if defendant qualifies.

a facility with vocational and educational opportunities

a facility that will provide a mental health evaluation, diagnosis and treatment as needed.

a facility that will provide anger management treatment.

Consent Order of Forfeiture entered and filed on

Additional Counts/Comments:
